

Remarks

Claims 2-5, 7, 8 and 15 are pending herein. Claim 4 has been withdrawn as being directed to a non-elected invention.

In the Office Action, claims 2, 3, 5, 7, 8 and 15 are rejected on the ground of non-statutory obviousness-type double patenting as being unpatentable over claims 1-7 of U.S. Patent No. 6,809,151 ("the '151 patent").

In response to the double patenting rejection, Applicants submit herewith a Terminal Disclaimer relative to the '151 patent. Applicants further submit a Statement under 37 CFR 3.73(b), and copies of the Assignment and Notice of Recordation of Assignment Document. Also enclosed is a check for the sum of \$130, in payment of the Terminal Disclaimer fee set forth in 37 CFR 1.20(d).

In view of the Terminal Disclaimer and accompanying papers, Applicants respectfully request reconsideration and withdrawal of the double patenting rejection, and allowance of the pending claims. If any additional fees are due in connection with the filing of this Response, such as fees under 37 C.F.R. §§ 1.16 or 1.17, please charge the fees to our Deposit Account No. 02-4300; Order No. 033808.137.

Respectfully submitted,
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Enclosures: (1) Terminal Disclaimer
(2) Statement under 37 CFR 3.73(b)
(3) Copies of Assignment and Notice of Recordation of Assignment Document
(4) Check for the sum of \$130

FFC/MAM/brs